IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

THURSDAY, THE 12TH APRIL 2007 / 22ND CHAITHRA 1929

Crl.Rev.Pet.No. 1647 of 2007()

CRA.421/2005 of ADDL. SESSIONS COURT (ADHOC-III), KOLLAM
CC.656/2005 of JUDL.MAGISTRATE OF FIRST CLASS-II, KOLLAM

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REVN. PETITIONER: APPE/ACCUSED

C.VINOD, S/O.CHANDRASEKHARAN
UDAYA BHAVANAM, VELIYAM WEST
VELIYAM, KOLLAM.

BY ADV. SRI.B.MOHANLAL

RESPONDENTS: RESPONDENT/COMPLAINANT & STATE

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1. THE MANAGING DIRECTOR, GOKULAM CHITS AND FINANCE
   BISHOP JEROM NAGAR, KOLLAM REPRESENTED BY ITS
   POWER OF ATTORNEY G.RAMACHANDRAN
   MUKALUVILA VEEDU, VELIYAM
   KOTTARAKARA, KOLLAM.

2. STATE OF KERALA REPRESENTED BY THE PUBLIC PROSECUTOR
   HIGH COURT OF KERALA, ERNAKULAM

BY PUBLIC PROSECUTOR SRI.AMJAD ALI

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 12/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1647 of 2007

Dated this the 12th day of April, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for six months and to pay a fine of Rs.5,000/- to the complainant and in default, to undergo simple imprisonment for two months.

2. Counsel for the revision petitioner has only sought for modification of the sentence and time to make the payment. In the circumstances, the sentence is modified to imprisonment till the rising of the court and to pay a compensation of Rs.72,000/- to the complainant vide Section 357(3) of the Code of Criminal Procedure and in default, to undergo simple imprisonment for four months. Revision petitioner is granted six months' time from today onwards to pay the amount of compensation. He shall appear before the Judicial First Class Magistrate Court-II, Kollam on 15.10.2007 to receive the sentence.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl